

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
SOUTHERN DIVISION

UNITED STATES OF AMERICA

v.

CRIMINAL NO.1:13mj49-JMR

PHUNG NGUYEN

MOTION TO DISMISS CRIMINAL COMPLAINT

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, the United States Attorney for the Southern District of Mississippi, by and through his undersigned Assistant, hereby moves to dismiss the Criminal Complaint in Magistrate No. 1:13mj49-JMR against the defendant, PHUNG NGUYEN, without prejudice.

Respectfully submitted,

Dated: April 4, 2013

GREGORY K. DAVIS  
United States Attorney

By: s/ John A. Meynardie  
John A. Meynardie  
Assistant United States Attorney  
MS Bar No. 9912  
1575 20<sup>th</sup> Avenue, 2<sup>nd</sup> Floor  
Gulfport, MS 39501  
Ph: (228) 563-1560

CERTIFICATE OF SERVICE

I hereby certify that on April 4, 2013, I electronically filed the foregoing with the Clerk of the Court using the ECF system which sent notification of such filing to Ellen M. Allred, attorney for the defendant.

*s/ John A. Meynardie*

John A. Meynardie

Assistant United States Attorney